

3163

PATENT  
ATTORNEY'S DOCKET NO.: B0410/7282D1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT: John Ahern et al.  
SERIAL NO.: 09/888,757  
FILED: June 25, 2001  
FOR: SYSTEMS AND METHODS FOR LOCAL DELIVERY OF AN AGENT  
EXAMINER: Catherine Serke Williams  
ART UNIT: 3763  
CONF. NO.: 2885

-----  
CERTIFICATE OF MAILING

I hereby certify that this correspondence along with all papers or documents referred to therein as being attached or enclosed is being deposited with the United States Postal Service as first class mail in an envelope addressed to:  
Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on February 20, 2004.

  
Julie A. Bowen

-----  
COMMISSIONER FOR PATENTS  
P.O. Box 1450  
ALEXANDRIA, VA 22313-1450

Sir:

RECEIVED  
FEB 26 2004  
TECHNOLOGY CENTER R3700

Transmitted herewith for filing is/are the following document(s):

- Information Disclosure Statement, PTO Form 1449, and cited references  
 EP Communication dated November 21, 2003

If the enclosed papers are considered incomplete, the Mail Room and/or the Application Branch is respectfully requested to contact the undersigned collect at (617) 261-3100, Boston, Massachusetts.

No fee is believed due with this filing, but any charges or overpayments can be applied to the account of the undersigned, Deposit Account No. 50-1721. A duplicate of this sheet is enclosed for accounting purposes.

  
Respectfully submitted,

Joyce C. Hersh  
Reg. No.: 42,890  
KIRKPATRICK & LOCKHART, LLP  
75 State Street  
Boston, Massachusetts 02109  
Tel.: (617) 261-3100

ATTORNEY DOCKET NO.: B0410/7282D1  
DATE: February 20, 2004



PATENT  
ATTORNEY'S DOCKET NO.: B0410/7282D1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT: John Ahern et al.  
SERIAL NO.: 09/888,757  
FILED: June 25, 2001  
FOR: SYSTEMS AND METHODS FOR LOCAL DELIVERY OF AN AGENT  
EXAMINER: Catherine Serke Williams  
ART UNIT: 3763  
CONF. NO.: 2885

CERTIFICATE OF MAILING

I hereby certify that this correspondence along with all papers or documents referred to therein as being attached or enclosed is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on February 20, 2004.

  
Julie A. Bowen

COMMISSIONER FOR PATENTS  
P.O. Box 1450  
ALEXANDRIA, VA 22313-1450

RECEIVED

FEB 26 2004

Sir:

TECHNOLOGY CENTER R3700

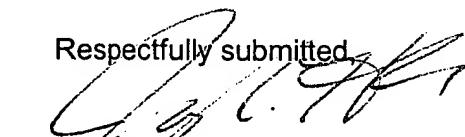
Transmitted herewith for filing is/are the following document(s):

- [XX] Information Disclosure Statement, PTO Form 1449, and cited references  
[XX] EP Communication dated November 21, 2003

If the enclosed papers are considered incomplete, the Mail Room and/or the Application Branch is respectfully requested to contact the undersigned collect at (617) 261-3100, Boston, Massachusetts.

No fee is believed due with this filing, but any charges or overpayments can be applied to the account of the undersigned, Deposit Account No. 50-1721. A duplicate of this sheet is enclosed for accounting purposes.

Respectfully submitted,

  
Joyce C. Hersh

Reg. No.: 42,890

KIRKPATRICK & LOCKHART, LLP

75 State Street

Boston, Massachusetts 02109

Tel.: (617) 261-3100

ATTORNEY DOCKET NO.: B0410/7282D1

DATE: February 20, 2004



PATENT  
ATTORNEY'S DOCKET NO.: B0410/7282D1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: John E. Ahern et al.  
Serial No.: 09/888,757  
Filed: June 25, 2001  
For: SYSTEMS AND METHODS FOR LOCAL DELIVERY OF AN AGENT  
Examiner: Catherine Serke Williams  
Art Unit: 3763  
CONF. NO.: 2885

---

CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8(a)

*The undersigned hereby certifies that this document is being placed in the United States mail with first-class postage attached, addressed to Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450 on February 20, 2004.*

  
Julie A. Bowen

---

Commissioner for Patents  
P. O. Box 1450  
Alexandria, VA 22313-1450

RECEIVED

FEB 26 2004

**STATEMENT FILED PURSUANT TO THE DUTY OF  
DISCLOSURE UNDER 37 C.F.R. §§1.56, 1.97 AND 1.98**

TECHNOLOGY CENTER R3700

Sir:

Pursuant to the duty of disclosure under 37 C.F.R. §§1.56, 1.97 and 1.98, the applicant requests consideration of this information disclosure statement. This information disclosure statement has been filed before the mailing date of a first office action on the merits in the above-identified application. No fee or certification is required.

Each item of information contained in this information disclosure statement was cited in a communication from a foreign patent office in a counterpart for this application not more than three months prior to the filing of this statement. A copy of the communication is enclosed.

**Information Cited**

The applicant hereby makes of record in the above-identified application the information listed on the attached form PTO-1449 (modified). The order of presentation of the references should not be construed as an indication of the relative importance of the references.

**Remarks**

A copy of each of the above-identified information is enclosed unless otherwise indicated on the attached form PTO-1449 (modified). It is respectfully requested that:

- The examiner consider completely the cited information, along with any other information, in reaching a determination concerning the patentability of the present claims;
- The enclosed form PTO-1449 be signed by the examiner to evidence that the cited information has been fully considered by the Patent and Trademark Office during the examination of this application;
- The citations for the information be printed on any patent which issues from this application.

By submitting this information disclosure statement, the applicant makes no representation that a search has been performed, of the extent of any search performed, or that more relevant information does not exist.

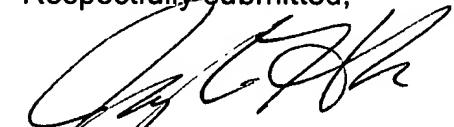
By submitting this information disclosure statement, the applicant makes no representation that the information cited in the statement is, or is considered to be, material to patentability as defined in 37 C.F.R. §1.56(b).

By submitting this information disclosure statement, the applicant makes no representation that the information cited in the statement is, or is considered to be, in fact, prior art as defined by 35 U.S.C. §102.

It is understood by applicant that the foregoing information will be considered

and, to the extent deemed appropriate by the examiner, will be reflected in the examiner's communication.

Respectfully submitted,



Joyce C. Hersh  
Reg. No. 42,890  
Kirkpatrick & Lockhart LLP  
75 State Street  
Boston, Massachusetts 02109  
Customer No.: 022832  
Tel: (617) 261-3100  
Attorneys for Applicant

Docket No.: B0410/7282D1

Date: February 20, 2004

Form PTO-1449 <b>INFORMATION DISCLOSURE STATEMENT</b> 	Docket No.: B0410/7282D1  Applicant: John E. Ahern et al.  Filed: June 25, 2001	Serial No. 09/888,757  Group: 3763
---	---	--

FOREIGN PATENT DOCUMENTS						
Ex.		Doc. No.	Date	Name	Class	Subcl.
	/	WO 98/02040	01/22/98	Stokes et al.		
	/	EP 0 584 959 A2	03/02/94	Arias et al.		
		EP 0 563 983 A1	10/06/93	Churinetz et al.		

OTHER DOCUMENTS (including, Author, Title, Date, Pages, Etc.)		

**Examiner:** \_\_\_\_\_ **Date considered** \_\_\_\_\_

EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. An \* indicates references that do not require a copy to be provided under 37 C.F.R. §1.98(d) because a copy was previously cited or submitted in a prior application, which is relied upon under 35 U.S.C. §120.